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Attorney Docket No.
033035 M 146

P A T E N T

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:)	CONFIRMATION NO.: 1160
)	
Tsukuru KATSUYAMA, et al.)	
)	
U.S. Serial No.: 10/822,142)	Group Art Unit: 2828
)	
Filed: April 12, 2004)	Examiner: Dung T. Nguyen

For: SEMICONDUCTOR SURFACE EMITTING DEVICE

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

A response to the Office Action mailed May 18, 2007 is due by June 18, 2007. The Action required another election for elected Species III between the following two patentably distinct species of the invention:

Species I, Figs. 1-2D (claims 1-9, 12-18) directed to a current block semiconductor region provided on said side surface of the first conductivity type semiconductor region, said side surface of said active layer, and said side surface of said second conductivity type semiconductor layer; and

Species II, Figs. 6-7D (claims 19-28, 31-37) directed to a current block semiconductor region, provided on said second area of said first conductivity type semiconductor region and said side surface of said semiconductor mesa, for confining carriers to said semiconductor mesa.

Applicants hereby elect **Species I**, Figs. 1-2D (claims 1-9, 12-18), for examination in this application.


Applicants reserve the right to file divisional application(s) for any non-elected claims in due course.

It is submitted that this application now is in condition for examination on the merits and early action in that regard is solicited.

Respectfully submitted,

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